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Attorney for the Plaintiffs
Benjamin Cooke and Mary Cooke

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

Benjamin Cooke and Mary Cooke	Case No.: CV 09-580-PHX-NVW
Plaintiff,	NOTICE OF MOTION AND
v.	MOTION FOR ATTORNEY'S
Gurstel Staloch & Chargo PA	FEES AND COSTS
Defendant.	

**TO: DEFENDANT, GURSTEL STALOCH & CHARGO PA AND ITS
ATTORNEY OF RECORD:**

PLEASE TAKE NOTICE that Plaintiffs Benjamin and Mary Cooke, (“Plaintiffs”), through their attorney of record, hereby move this Court for an award of attorney’s fees and costs against Defendant Gurstel Staloch & Chargo PA pursuant to 15 U.S.C. § 1692k(a)(3) and the acceptance of Defendant’s Fed.R.Civ.P. 68 Offer of Judgment.

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1 Based on the hours reasonably expended and after a reduction for reasonable
2 billing discretion, Plaintiffs' counsel requests fees in the amount of \$7,920.00 and
3 costs in the amount of \$438.44, totaling \$8,358.44.

4 The Parties have attempted to resolve the issue of the amount to be paid, but
5 have been unsuccessful in reaching a compromise.

6 This motion is based upon the instant Notice of Motion, the subsequently
7 filed Memorandum of Points and Authorities in support, the declaration of David J.
8 McGlothlin, on all papers and records on file herein, and all evidence and
9 arguments to be presented at the time of hearing.

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11 Date: August 4, 2009

Hyde & Swigart

12 By: /s/ David J. McGlothlin
13 David J. McGlothlin
14 Attorney for the Plaintiffs
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